IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.4949 OF 2004

IN

CRIMINAL WRIT PETITION NO.1004 OF 2004

Prema Vinay Waigankar & Anr. ...Applicants

Versus

Meena Biharilal Aluwalia & Anr. ...Respondents

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Mr.P.R.Naidu for Applicants.

Mr.Indu Prakash i/b Mr.U.K.Tripathi
for Respondent No.1.

Mr.K.V.Saste, A.P.P. for Respondent No.2.

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CORAM: A.M.KHANWILKAR, J.

NOVEMBER 24, 2004.

P.C.

1. Heard Counsel for the parties. Mr.Prakash for Respondent No.1 submits that after the matter was disposed of on 9th September 2004, his client has taken away papers from him. In any case, Applicants have already served Respondent No.1 by

courier service. Besides, the Vakalatnama filed on behalf of the Respondent No.1 in the main proceedings will enure for the purpose of present application, as the same is in continuation of the main proceedings. After going through the averments in the Application, the Application deserves to be allowed on condition that the Applicants to pay cost quantified at Rs.1,000/- (Rupees One Thousand) to be paid to the High Court Legal Services Committee by 25th November 2004.

2. If the cost is paid in time, Writ Petition be placed for admission in the week commencing from 29th November 2004. Ordered accordingly.

A.M.KHANWILKAR, J.